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UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

SURGICAL INSTRUMENT SERVICE  
COMPANY, INC.,

Plaintiff/  
Counterclaim-Defendant

vs.

INTUITIVE SURGICAL, INC.,

Defendant/  
Counterclaimant.

Case No.: 3:21-cv-03496-AMO-LB

**SUPPLEMENTAL DECLARATION OF  
ASHLEY BASS IN SUPPORT OF  
INTUITIVE'S MOTION TO EXCLUDE  
TESTIMONY OF RICHARD BERO**

I, ASHLEY BASS, declare as follows:

1. I am an attorney licensed to practice in the District of Columbia and am admitted to practice *pro hac vice* before this Court. I am a partner with the law firm of Covington & Burling LLP, counsel for Intuitive Surgical, Inc. (“Intuitive”) in this matter. I have personal knowledge of the facts set forth herein, and if called to testify, I could and would testify competently thereto.

2. Attached to this supplemental declaration as **Exhibit 11** is a true and correct copy of certain excerpts of the deposition of Richard Bero taken in this litigation on March 8, 2023.

I declare under the penalty of perjury under the laws of the United States that the foregoing is true and correct.

DATED: May 11, 2023

By: Ashley Bass  
ASHLEY BASS